

1 THE HONORABLE RONALD B. LEIGHTON

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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 MICHAEL ELLIOTT,

11 Plaintiff,

12 v.

13 BNSF RAILWAY COMPANY, a Delaware  
14 corporation,

Defendant.

Case No. 14-CV-05054-RBL

**DECLARATION OF SARA  
JOHNSON**

15 I, Sara Johnson, make this declaration

16 1. I am the Director of Crew Management, Transportation – NW Division for  
17 BNSF Railway Company. I am of legal age, am competent to testify and make this declaration  
18 from my own personal knowledge.

19 2. I have reviewed plaintiff's requests for production that seeks the production of  
20 complete personnel files and employee rosters of all employees who were under Dennis  
21 Kautzmann's direct or indirect supervision since January 1, 2004.

22 3. There are currently 774 BNSF employees in the Northwest Division. Although  
23 I am able to locate and pull the rosters of those employees, I am unable to filter or limit the  
24 search of those 774 employees to those individuals who may have been supervised directly or  
25 indirectly by a specific employee such as Mr. Kautzmann. Moreover, the employee rosters and  
26 personnel files do not contain information that would allow an individual such as myself to  
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DECLARATION OF SARA JOHNSON - 1

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1 determine who supervised the employee. Accordingly, it is not possible to comply with  
2 plaintiff's request to produce personnel files and employee rosters for employees who may  
3 have been supervised by Mr. Kautzmann.

4 4. I attempted to comply with plaintiff's request for production by trying to match  
5 employee rosters with available payroll records that date back to 2007. This attempt was  
6 unsuccessful, as there is no way to confirm an individual was supervised by a specific  
7 employee using the records that are available to BNSF.

8 I declare under penalty of perjury under the laws of the United States that the foregoing  
9 is true and correct.

10 DATED: March 2, 2015  
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12  
13

14 By \_\_\_\_\_  
15 Sara Johnson  
16 Director of Crew Management,  
17 Transportation – NW Division for BNSF  
18 Railway Company  
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DECLARATION OF SARA JOHNSON - 2

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1 **CERTIFICATE OF SERVICE**

2  
3 Pursuant to RCW 9.A.72.085, the undersigned certifies under penalty of perjury under  
4 the laws of the State of Washington, that on the 2nd day of March, 2015, the document attached  
5 hereto was presented to the Clerk of the Court for filing and uploading to the CM/ECF system.  
6 In accordance with their ECF registration agreement and the Court's rules, the Clerk of the  
7 Court will send e-mail notification of such filing to the following persons:

8 Mr. James K. Vucinovich  
9 Mr. Roy Stegena  
10 Rossi Vucinovich PC  
11 1000 Second Avenue, Suite 1610  
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13 Facsimile: (425) 646-8004  
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15 Mr. Stephen A. Teller  
16 Ms. Sara B. Amies  
17 Teller & Associates  
18 1139 34th Avenue, Suite B  
19 Seattle, WA 98122-5119  
20 Facsimile: (206) 860-3172  
21 E-Mail: steve@stellerlaw.com

22 Executed on the 2nd day of March, 2015, at Seattle, Washington.

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JOSEPH P. CORR  
WSBA No. 36584  
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DECLARATION OF SARA JOHNSON - 3

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